

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO

CHRISTIE J. DAVIS,

Plaintiff,

vs.

COMMISSIONER OF SOCIAL
SECURITY ADMINISTRATION,

Defendant.

CASE NO. 5:12-CV-2577

OPINION & ORDER
[Resolving Doc. No. [1](#)]

JAMES S. GWIN, UNITED STATES DISTRICT JUDGE:

Plaintiff Christie Davis challenges the final decision of the Commissioner of Social Security, denying her claim for disability insurance benefits and supplemental social security income.^{1/} Specifically, Davis says that the Administrative Law Judge's findings are not supported by substantial evidence. This matter was referred to Magistrate Judge Vecchiarelli pursuant to Local Rule 72.2. On June 10, 2013, Magistrate Judge Vecchiarelli recommended that the Court reverse the Commissioner's decision denying benefits and remand the case to the Social Security Administration.^{2/}

The Federal Magistrates Act requires a district court to conduct a *de novo* review only of those portions of a Report and Recommendation to which the parties have made an objection.^{3/} Parties must file any objections to a Report and Recommendation within fourteen days of service.^{4/} Failure to object within this time waives a party's right to appeal the district court's judgment.^{5/}

^{1/}Doc. [1](#).

^{2/}Doc. [20](#).

^{3/}[28 U.S.C. § 636\(b\)\(1\)\(C\)](#).

^{4/}[Id.](#); [Fed. R. Civ. P. 72\(b\)\(2\)](#).

^{5/}[Thomas v. Arn](#), 474 U.S. 140, 145 (1985); [United States v. Walters](#), 638 F.2d 947, 949-50 (6th Cir. 1981).

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Absent objection, a district court may adopt the magistrate judge's report without review.^{6/}

In this case, neither party has objected to the Magistrate Judge's recommendation.^{7/} Moreover, having conducted its own review of the record and the parties' briefs in this case, the Court agrees with the conclusions of Magistrate Judge Vecchiarelli.

Accordingly, the Court **ADOPTS** in whole Magistrate Judge Vecchiarelli's Report and Recommendation and incorporates it fully herein by reference, **REVERSES** the decision of the Commissioner of Social Security, and **REMANDS** for proceedings consistent with the Report and Recommendation.

IT IS SO ORDERED.

Dated: July 26, 2013

s/ James S. Gwin
JAMES S. GWIN
UNITED STATES DISTRICT JUDGE

^{6/}See [Thomas](#), 474 U.S. at 149.

^{7/}See doc. [21](#).